

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,)
)
Plaintiff,) (18 U.S.C. § 641)
) (42 U.S.C. § 408(a)(4))
v.)
)
JAMES WILLIAM SMITH,)
)
Defendant.)

INDICTMENT

CR12-102 JRT/LIB

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Theft of Government Funds)

From on or about January 1, 2007 to August, 2010, in the State
and District of Minnesota, the defendant,

JAMES WILLIAM SMITH,

did embezzle, steal, purloin and knowingly convert to his use,
money of the United States to-wit: \$144,293.40, from the Social
Security Administration to which he knew he knew he was not
entitled, in violation of Title 18, United States Code, Section
641.

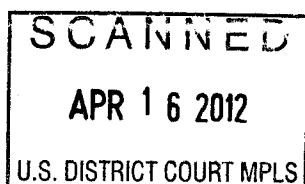
COUNT 2

(Concealment from Social Security Administration)

From on or about March 16, 2006 to August, 2010, in the State
and District of Minnesota, the defendant,

JAMES WILLIAM SMITH,

with the intent to fraudulently secure payments that were not
authorized or were in a greater amount than were due him, did
knowingly conceal from and did fail to disclose to the Social



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RICHARD D. SLETTEN
JUDGMENT ENTD _____
DEPUTY CLERK _____

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Security Administration his true physical condition and capabilities, his employment, and his ability to engage in work activity, knowing that these facts affected his initial and continued right to receive disability benefits, to-wit: James Smith received a monthly wire transfer from the Social Security Administration by continuing to misrepresent that he suffered from Early Onset Alzheimer's Disease, all in violation of Title 42, United States Code, Section 408(a)(4).

COUNT 3

(Concealment from Social Security Administration)

On or about November 2009, in the State and District of Minnesota, the defendant,

JAMES WILLIAM SMITH,

with the intent to fraudulently secure payments that were not authorized or were in a greater amount than were due him, did knowingly conceal from and did fail to disclose to the Social Security Administration his true physical condition and capabilities, his employment, and his ability to engage in work activity, knowing that these facts affected his initial and continued right to receive disability benefits, to-wit: James Smith misrepresented his medical and physical condition during a medical evaluation at the Mayo Clinic to receive a disability determination and disability payments from the Social Security Administration for

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Early Onset Alzheimer's Disease, all in violation of Title 42, United States Code, Section 408(a)(4).

COUNT 4

(Concealment from Social Security Administration)

On or about July, 21, 2010, in the State and District of Minnesota, the defendant,

JAMES WILLIAM SMITH,

with the intent to fraudulently secure payments that were not authorized or were in a greater amount than were due him, did knowingly conceal from and did fail to disclose to the Social Security Administration his true physical condition and capabilities, his employment, and his ability to engage in work activity, knowing that these facts affected his initial and continued right to receive disability benefits, to-wit: James Smith misrepresented his physical and mental condition to a psychologist in Duluth, Minnesota, in order to continue to receive disability payments from the Social Security Administration for Early Onset Alzheimer's Disease, all in violation of Title 42, United States Code, Section 408(a)(4).

A TRUE BILL

UNITED STATES ATTORNEY

FOREPERSON